

IN THE HIGH COURT OF KERALA AT ERNAKULAM
PRESENT :
THE HONOURABLE MR. JUSTICE M.N.KRISHNAN

TUESDAY, THE 9TH OCTOBER 2007 / 17TH ASWINA 1929

WP(C).No. 29840 of 2007(B)

OS.208/2007 of MUNI-MAGI.COURT,THODUPUZZHA
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PETITIONER:

VIJAYAMMA, W/O.CHANDRAN,
ATTUPURATHU HOUSE, IRITTU THODU,
POST NEDIYASALA, PURAPUZZHA VILLAGE,
THODUPUZZHA.

BY ADV. SRI.T.KRISHNAN UNNI

RESPONDENTS:

1. JAYAN, S/O.SAHADDEVAN,
VALLIKETIL (NEYAPPAM THOTTATHIL),
IRITTU THODU, POST NEDIYASALA, PURAPUZZHA VILLAGE,
THODUPUZZHA.
2. SREENIVASAN, S/O.KUMARAN,
KOTTARATHIL HOUSE,
IRITTU THODU, POST NEDIYASALA,
PURAPUZZHA VILLAGE, THODUPUZZHA.
3. SUBHASH ALIAS KUTTAYI,
S/O.GOPALAN, CHARAPURATH HOUSE,
(PUTHENPURAYIL), IRITTU THODU, POST NEDIYASALA,
PURAPUZZHA VILLAGE, THODUPUZZHA.
4. SAJI MATHEW, S/O.MATHAI,
KUZHIKKATTUKUNNEL HOUSE,
IRITTU THODU, POST NDIYASALA,
PURAPUZZHA VILLAGE, THODUPUZZHA.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 09/10/2007, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:

M.N.Krishnan, J.
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W.P(C).No.29840 of 2007
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Dated this the 9th day of October, 2007.
JUDGMENT

This Writ Petition is filed seeking a direction to the Munsiff's Court, Thodupuzha to dispose of Ext.P5 application, which is filed for violation of injunction order of the court under Order 39 Rule 2A of C.P.C. The plaintiff is very much aggrieved because in spite of the order his enjoyment has been interfered with and therefore, the court should be directed to consider Ext.P5 at the earliest. There is some force in the said contention.

2. Therefore, I direct the court below to dispose of Ext.P5 after affording an opportunity to both sides to adduce evidence in support of their respective contentions and if not a counter is filed to file a counter and then dispose it of within a period of two months from today.

Writ Petition is disposed of accordingly.

M.N.Krishnan,
Judge.